

January 6, 1984

LB 377

SPEAKER NICHOL: He may be closing. Senator Goodrich. Oh, I thought you wanted to wait. Excuse me, did you want to speak now to the amendment?

SENATOR HABERMAN: I will speak now.

SPEAKER NICHOL: Now?

SENATOR HABERMAN: Yes.

SPEAKER NICHOL: Okay.

SENATOR HABERMAN: Senator Beutler, would you yield to a question?

SPEAKER NICHOL: Will you respond, Senator Beutler, please.

SENATOR BEUTLER: Yes, sir.

SENATOR HABERMAN: Senator Beutler, it has been explained to me that the failure to so inform that they have this right will not affect the validity of the original test, is that true?

SENATOR BEUTLER: That is true if the committee amendment is adopted.

SENATOR HABERMAN: Well, then if the committee amendment is adopted, then doesn't that blow the bill?

SENATOR BEUTLER: Doesn't it what?

SENATOR HABERMAN: Blow the bill of (interruption).

SENATOR BEUTLER: No, there is still a purpose of the bill because I think we can presume that by and large law enforcement officers will be instructed and trained to inform people of their rights with regard to both of their options that I just explained and that by and large I believe that they will be informed of those options. But the committee amendment insures that in the event that somebody makes a mistake and doesn't inform them of those